

**SUBSTITUTE FOR
SENATE BILL NO. 1001**

A bill to amend 1982 PA 295, entitled
"Support and parenting time enforcement act,"
by amending section 23 (MCL 552.623), as amended by 1998 PA 334.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1 Sec. 23. (1) A source of income shall not use a notice of
2 income withholding as a basis for refusing to employ, discharging,
3 taking disciplinary action against, or imposing a penalty against a
4 payer. A source of income who refuses to employ, discharges,
5 disciplines, or penalizes a payer in violation of this section is
6 guilty of a misdemeanor, punishable by a fine of not more than
7 \$500.00, and shall be required to make full restitution to the
8 aggrieved payer, including reinstatement and back pay.

9 (2) A source of income shall not use the suspension, as
10 provided for in this act, of an occupational license, driver's
11 license, or recreational or sporting license as the basis for

1 refusing to employ, discharging, taking disciplinary action
2 against, or imposing a penalty against a payer unless the suspended
3 license is legally required for the payer's performance of the job.
4 This act does not prevent a source of income from refusing to
5 employ or discharging an individual whose occupational license,
6 driver's license, or recreational or sporting license is suspended
7 if that license is a necessary predicate to engage in that
8 occupation, vocation, or profession.

9 (3) A SOURCE OF INCOME MAY CHARGE AND COLLECT FROM A PAYER A
10 FEE IN RESPONSE TO A NOTICE OF INCOME WITHHOLDING AS FOLLOWS:

11 (A) IF A SOURCE OF INCOME SUBMITS INCOME WITHHOLDING PAYMENTS
12 BY ELECTRONIC MEANS, THE SOURCE OF INCOME MAY CHARGE THE PAYER A
13 FEE OF \$1.00 EACH TIME THE SOURCE OF INCOME WITHHOLDS PAYMENT FROM
14 THE PAYER, BUT NOT TO EXCEED \$2.00 PER MONTH.

15 (B) IF A SOURCE OF INCOME SUBMITS INCOME WITHHOLDING PAYMENTS
16 BY OTHER THAN ELECTRONIC MEANS, THE SOURCE OF INCOME MAY CHARGE THE
17 PAYER A FEE OF \$2.00 EACH TIME THE SOURCE OF INCOME WITHHOLDS
18 PAYMENT FROM THE PAYER, BUT NOT TO EXCEED \$4.00 PER MONTH.

19 (4) THE FEE AUTHORIZED IN SUBSECTION (3) SHALL BE COLLECTED
20 SEPARATELY AND APART FROM THE INCOME WITHHELD FOR CHILD SUPPORT.

21 (5) CHARGING OR COLLECTING A FEE UNDER SUBSECTION (3) IS NOT A
22 VIOLATION OF SUBSECTION (1).